

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

STATE OF TEXAS, ET AL.;

Plaintiffs,

v.

Case No. 1:18-cv-00068

UNITED STATES OF AMERICA, ET AL.;

Defendants,

and

KARLA PEREZ, ET AL.;

STATE OF NEW JERSEY,

Defendants-Intervenors.

**PLAINTIFF STATES' UNOPPOSED MOTION FOR EXTENSION OF TIME
TO FILE REPLY IN SUPPORT OF THEIR
MOTION FOR SUMMARY JUDGMENT**

Plaintiff States respectfully request a seven-day extension of time to file a reply brief in support of their Motion for Summary Judgment. Plaintiff States filed their Motion for Summary Judgment on October 9, 2020. *See* ECF 486. All responses to the motion were due November 6, 2020. Plaintiff States received three separate responses from the Perez Defendant-Intervenors, the State of New Jersey, and the Federal Defendants, totaling 112 pages of briefing with 78 exhibits.

Pursuant to this Court's Orders at ECF 473 and ECF 482, Plaintiff States' reply brief is due this Friday, November 13. Because Plaintiff States' briefing on their

Motion for Summary Judgment raises complex issues in a case of national importance, and because they will need to reply to three separate responses, Plaintiff States request a seven-day extension of time to adequately present these issues to the Court. Plaintiff States seek this extension for good cause and in the interest of justice, not for delay, and no party will be prejudiced if the extension is granted.

The Federal Defendants and New Jersey do not oppose this requested extension. The Perez Defendant-Intervenors do not oppose this request so long as Plaintiff States do not oppose a similar request to extend the deadline for them to respond to the Federal Defendants' brief (which Plaintiff States do not oppose).

CONCLUSION

Plaintiff States respectfully request that the Court grant their unopposed motion for extension of time and set the deadline to file their reply brief in support of their Motion for Summary Judgment for November 20, 2020.

November 9, 2020

Respectfully submitted.

STEVE MARSHALL
Attorney General of Alabama

KEN PAXTON
Attorney General of Texas

LESLIE RUTLEDGE
Attorney General of Arkansas

BRENT WEBSTER
First Assistant Attorney General

DEREK SCHMIDT
Attorney General of Kansas

PATRICK K. SWEETEN
Deputy Attorney General for Special
Litigation

JEFF LANDRY
Attorney General of Louisiana

/s/ Todd Lawrence Disher
TODD LAWRENCE DISHER
Attorney-in-Charge
Deputy Chief, Special Counsel Unit
Tx. State Bar No. 24081854
Southern District of Texas No. 2985472
Tel.: (512) 463-2100; Fax: (512) 936-0545
todd.disher@oag.texas.gov
P.O. Box 12548
Austin, Texas 78711-2548

LYNN FITCH
Attorney General of Mississippi

DOUGLAS J. PETERSON
Attorney General of Nebraska

ALAN WILSON
Attorney General of South Carolina

PATRICK MORRISEY
Attorney General of West Virginia

ADAM ARTHUR BIGGS
Assistant Attorney General

COUNSEL FOR PLAINTIFF STATES

CERTIFICATE OF CONFERENCE

I certify that beginning on November 7, 2020, I conferred with counsel for the other parties. The Federal Defendants do not oppose the requested relief. The Perez Defendant-Intervenors do not oppose this request so long as Plaintiff States do not oppose a similar request to extend the deadline for them to respond to the Federal Defendants' brief (which Plaintiff States do not oppose). New Jersey does not oppose the requested relief.

/s/ Todd Lawrence Disher
TODD LAWRENCE DISHER
COUNSEL FOR PLAINTIFF STATES

CERTIFICATE OF SERVICE

I certify that on November 9, 2020, this document was electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Todd Lawrence Disher
TODD LAWRENCE DISHER
COUNSEL FOR PLAINTIFF STATES